BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)
EMERALD PACIFIC TRUCKING, INC. ) DOCKET NO. 2006-0096
)
To Place Operating Authority on)
Inactive Status.

ORDER NO. 23363

Filed April 12, 2007
At 11 o’clock A.M.

for Chief Clerk of the Commission

ATTEST: A True Copy
for KAREN HIGASHI
Chief Clerk, Public Utilities
Commission, State of Hawaii.
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)
EMERALD PACIFIC TRUCKING, INC.) Docket No. 2006-0096
To Place Operating Authority on) Order No. 23363
Inactive Status. )

ORDER

By this Order, the commission places certificate of public convenience and necessity no. 5137-C ("Certificate No. 5137-C"), held by EMERALD PACIFIC TRUCKING, INC. ("Petitioner"), on inactive status for an additional twelve (12)-month period, from May 24, 2007 to May 23, 2008.

I.

Request to Extend Inactive Status

On April 2, 2007, Petitioner filed a letter requesting that the inactive status of its Certificate No. 5137-C be extended for an additional year. By Order No. 22488, filed on May 24, 2006, Certificate No. 5137-C was placed on inactive status until May 23, 2007.

The commission notes that pursuant to Hawaii Revised Statutes § 271-19(b), the commission may grant inactive status for a cumulative period not to exceed two (2) years over the life of the certificate. We find that there is good cause to grant Petitioner's request for an extension of its inactive status for
an additional year. We conclude that Petitioner’s request should be granted.

II.

Orders

THE COMMISSION ORDERS:

1. Petitioner’s Certificate No. 5137-C is placed on inactive status for an additional twelve (12)-month period, from May 24, 2007 to May 23, 2008.

2. Pursuant to HRS § 271-19(b), if Certificate No. 5137-C is not reactivated prior to the expiration of the period of inactivity, it shall be declared abandoned and revoked. The request to reactivate Certificate No. 5137-C, along with the filing of all documents necessary for reactivation must be completed prior to the expiration of the inactivity period, or Certificate No. 5137-C shall be revoked.

3. Petitioner shall not transfer its inactive certificate unless Petitioner can first establish good cause to the commission for the transfer, and the commission has approved the request to transfer.
DONE at Honolulu, Hawaii APR 12 2007

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By Carlito P. Caliboso, Chairman

By John E. Cole, Commissioner

APPROVED AS TO FORM:

Stacey Kawasaki Djou
Commission Counsel

2006-0096.wh
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 23363 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

CATHERINE P. AWAKUNI
EXECUTIVE DIRECTOR
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
DIVISION OF CONSUMER ADVOCACY
P. O. Box 541
Honolulu, HI  96809

EMERALD PACIFIC TRUCKING, INC.
c/o TERRY L. BACA
12504 Setting Sun
El Paso, TX  79938

DATED: APR 12 2007